

Memorandum



Date: January 20, 2005

To: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

From: George M. Burgess
County Manager

Subject: Discretionary Interest Earned and Recaptured Funds Agreement with the Safe Neighborhood Parks Bond Program

Agenda Item No. 7(M)(1)(A)

RECOMMENDATION

It is recommended that the Board approve the attached resolution authorizing the County Manager to complete the grant process for \$141,408 of Safe Neighborhood Parks Discretionary Interest Earned and Recaptured Funds to build a Boundless Playground at Westwind Lakes Park and construct a splash pad playground at Miami Metrozoo. These grants are subject to all the terms and conditions of the enacted Safe Neighborhood Parks Ordinance (Ordinance No. 96-115). The Miami-Dade Park and Recreation Department will administer the grant.

BACKGROUND

On July 16, 1996, the Board enacted Ordinance No. 96-115 authorizing the issuance, subject to approval of the electorate, of \$200 million in general obligation bonds for parks projects. The ordinance established a Citizen's Oversight Committee and empowered it to administer the bond program, and designated entities and projects eligible for bond funding. At the November 5, 1996 special election, a large majority of those voting approved the bond program. On May 6, 1997, the Board of County Commissioners appointed the Citizen's Oversight Committee.

In February 2004, the Oversight Committee solicited applications for land acquisitions and park improvements awards resulting in recommendations of \$1,700,000. On September 21, 2004, the Board adopted Resolution No. R-1166-04 as amended, authorizing allocation of \$1,700,000 of Safe Neighborhood Parks Discretionary Interest Earned and Recaptured Funds to specific entities for specific bond projects.

The SNP Oversight Committee recommended a \$141,408 grant to Miami-Dade County for the following park projects:

Park	Scope of Work	Grant Amount
Westwind Lakes Park	Construct Boundless Playground	\$96,408
Miami Metrozoo	Construct Splash Pad Playground	\$45,000

Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners
Page No. 2

In accordance with Ordinance No. 96-115 and committee guidelines, the attached resolution authorizing agreement, execution and expenditure authority must be adopted by the grantee's legislative body for the County to execute the award. The total grant amount of \$141,408 is consistent with the County's share allocated by Resolution No. R-1166-04.

Attachment


Assistant County Manager



MEMORANDUM

(Revised)

TO: Honorable Chairman Joe A. Martinez
and Members, Board of County Commissioners

DATE: January 20, 2005

FROM: Robert A. Ginsburg
County Attorney

SUBJECT: Agenda Item No. 7(M)(1)(A)

Please note any items checked.

- ☐ "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Bid waiver requiring County Manager's written recommendation
- ☐ Ordinance creating a new board requires detailed County Manager's report for public hearing
- ☐ Housekeeping item (no policy decision required)
- ☐ No committee review

Approved _____ Mayor

Agenda Item No. 7(M)(1)(A)

Veto _____

01-20-05

Override _____

RESOLUTION NO. _____

RESOLUTION OF MIAMI-DADE COUNTY AUTHORIZING
EXECUTION OF A GRANT AGREEMENT FOR SAFE
NEIGHBORHOOD PARKS DISCRETIONARY INTEREST
EARNING AND RECAPTURED FUNDS FOR TWO MIAMI-
DADE COUNTY PARK PROJECTS

WHEREAS, County Ordinance 96-115, the Safe Neighborhood Parks Ordinance (the “Ordinance”); adopted by the Board on July 16, 1996 provides for recaptured interest earned on proceeds of the Safe Neighborhood Parks Bonds to be used for acquisition of parks, open space and natural areas and other projects consistent with the Ordinance; and

WHEREAS, the County deemed it important, desirable, and in the public interest that the Safe Neighborhood Parks Bond program continue to expand and authorized Resolution R-1166-04, as amended on September 21, 2004, allocating interest earned and recaptured funds to specific entities for specific park projects; and

WHEREAS, Miami-Dade County wishes to complete the grant process for the projects listed below subject to all terms and conditions of the Ordinance,

**NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF COUNTY
COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that:**

Section 1. The Board hereby authorizes the County Manager to complete the grant process for the projects and in the grant amounts listed below, and in connection with each project to execute such grant agreements, subgrant agreements and other required contracts and documents, to expend Safe Neighborhood Parks bond funds received for the purpose described in the funding request, to execute any necessary amendments to the grant agreements, subgrant

agreements and other contracts and documents, and to take such other acts as may be necessary to bind Miami-Dade County and accomplish the intent of this resolution. Grants have been authorized by the Board (R-1166-04) with respect to each of the following projects (the "Projects") in the amounts set forth below.

<u>GRANT TITLE</u>	<u>TOTAL GRANT</u>
Westwind Lakes Park	\$96,408
Miami Metrozoo	\$45,000
Total All Projects -	\$141,408

Section 2. Miami-Dade County shall complete each of the projects in accordance with the terms of the grant agreement, the Ordinance, and the administrative rules authorized by the Citizens' Oversight Committee (the "Committee") to implement the Ordinance. If the total cost of a project exceeds the values allocated in the grant, then Miami-Dade County will provide any supplemental funds required to complete the project. In the event that supplemental funds are necessary for completion of a project, as of the point in time that it is known that supplemental funds are needed, Miami-Dade County will demonstrate that such supplemental funds have been committed to the project prior to and as a condition of further disbursement of grant funds. The requirement for Miami-Dade County to provide any supplemental funds required to complete the project may, at the sole discretion of the committee, be modified in whole or in part by a reduction in scope of work consistent with the Ordinance.

5

Section 3. Miami-Dade County recognizes and directs that any beach, park, or other public facility acquired, developed, rehabilitated or restored with bond funds, including the Projects, shall be open and accessible to the public without discrimination as to race, color, gender, age, religion, belief, residence, national origin, marital status or disability.

Section 4. To the extent allowed by law, Miami-Dade County shall commit any and all funds that may be required to operate, maintain and provide programming at each park project upon its completion.

Section 5. No substitution in capital project funding by the County shall occur as a result of the grants for which the County is applying.

The foregoing resolution was offered by Commissioner ,
who moved its adoption. The motion was seconded by Commissioner ,
and upon being put to a vote, the vote was as follows:

Joe A. Martinez, Chairman	
Dennis C. Moss, Vice-Chairman	
Bruno A. Barreiro	Dr. Barbara Carey-Shuler
Jose "Pepe" Diaz	Carlos A. Gimenez
Sally A. Heyman	Barbara J. Jordan
Dorin D. Rolle	Natacha Seijas
Katy Sorenson	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 20th day of January, 2005. This Resolution and contract, if not vetoed, shall become effective in accordance with Resolution No. R-377-04.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.



Mariela Martinez-Cid

Approved _____ Mayor

Veto _____

Override _____

Amended

Agenda Item No. 8(R)(1)(A)

9-21-04

**OFFICIAL FILE COPY
CLERK OF THE BOARD
OF COUNTY COMMISSIONERS
DADE COUNTY, FLORIDA**

RESOLUTION NO. R-1166-04

RESOLUTION AUTHORIZING ALLOCATION OF SAFE
NEIGHBORHOOD PARKS DISCRETIONARY INTEREST
EARNINGS AND RECAPTURED FUNDING TO SPECIFIC
ENTITIES FOR SPECIFIC PARK PROJECTS AND EXPEDITE
THE EXECUTION OF GRANT AGREEMENTS AND TO
EXERCISE PROVISIONS THEREIN

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference; and

WHEREAS, the County deems it important, desirable, and in the public interest that the Safe Neighborhood Parks bond program continue and expand, it is necessary to authorize allocation of recaptured funding to specific entities for specific park projects; and

WHEREAS, the County Ordinance No. 96-115, adopted by the Board on July 16, 1996 provides for recaptured interest earned and proceeds of the Safe Neighborhood Parks Bond to be used for acquisition of park, open space and natural areas and other projects consistent with the Ordinance; and

WHEREAS, the Citizens' Oversight Committee considered requests for discretionary interest earnings and recaptured funds grants,

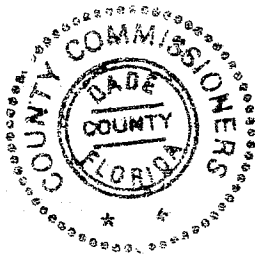
NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board allocates Safe Neighborhood Parks discretionary interest earnings and recaptured funds to the entities specified in the attached Citizens' Oversight Committee Report, except that the recommended allocations to the Town of Miami Lakes for Miami Lakes Park (\$46,100) and Royal Lakes Park (\$200,000) are deferred; and authorizes the County Manager to negotiate and expedite execution

of grant agreements following approval by the County Attorney's Office. This Board further authorizes the County Manager to exercise amendment, modification, renewal, cancellation and termination provisions of such grant agreements.

The foregoing resolution was offered by Commissioner **Natacha Seijas**, who moved its adoption. The motion was seconded by Commissioner **Rebeca Sosa** and upon being put to a vote, the vote was as follows:

Dr. Barbara Carey-Shuler, Chairperson	absent
Katy Sorenson, Vice-Chairperson	aye
Bruno A. Barreiro	aye
Betty T. Ferguson	aye
Joe A. Martinez	aye
Dennis C. Moss	aye
Natacha Seijas	aye
Sen. Javier D. Souto	absent
Jose "Pepe" Diaz	absent
Sally A. Heyman	aye
Jimmy L. Morales	absent
Dorrian D. Rolle	aye
Rebeca Sosa	aye

The Chairperson thereupon declared the resolution duly passed and adopted this 21st day of September, 2004. This Resolution and contract, if not vetoed, shall become effective in accordance with Resolution No. R-377-04.



MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: **KAY SULLIVAN**
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

mnc

Mariela Martinez-Cid

**RESOLUTION OF THE SAFE NEIGHBORHOOD PARKS
CITIZENS' OVERSIGHT COMMITTEE
VOTING REQUIREMENTS FOR RECAPTURED FUNDS**

WHEREAS, the Board of County Commissioners of Miami-Dade County, Florida, through Ordinance 96-115, the Safe Neighborhood Parks Ordinance, duly organized and established this Citizens' Oversight Committee (the "Committee"); and

WHEREAS, the Ordinance has charged the Committee with the responsibility of overseeing the deposit and disbursement of Bond proceeds for the acquisition and improvement of parks and natural areas, all as more particularly set forth in the Ordinance; and

WHEREAS, the Ordinance has entrusted the Committee with the authority to promulgate rules for the conduct of its meetings and the discharge of its responsibilities; and

WHEREAS, the Committee wishes to ensure thoughtful consideration of reauthorizing Safe Neighborhood Parks funds that have been recaptured following Grantee contract expiration;

**NOW THEREFORE BE IT RESOLVED BY THE CITIZENS' OVERSIGHT
COMMITTEE OF THE SAFE NEIGHBORHOOD PARKS BOND:**

Section 1. Recaptured Proceeds and Interest. Following written requests from a Grantee, under Section 5 (b) (13) of the Safe Neighborhood Parks Ordinance, and consideration of staff's recommendation, the Oversight Committee, by two-thirds vote of the members present may approve reauthorization of recaptured bond proceeds and interest.

[Handwritten signature]

Section 2. Proceeds and Interest Not Reauthorized. The Committee, by majority vote, shall designate the use of the Recaptured proceeds and interest, that have not been reauthorized, in a manner consistent with the Ordinance at any full meeting of the Committee having this item on the agenda.

APPROVED 9/16/03

Safe Neighborhood Parks Citizens' Oversight Committee

The Committee, by majority vote, shall designate the use of the Recaptured proceeds and interest, that have not been reauthorized, in a manner consistent with the Ordinance at any full meeting of the Committee having this item on the agenda.

The Committee, by majority vote, shall designate the use of the Recaptured proceeds and interest, that have not been reauthorized, in a manner consistent with the Ordinance at any full meeting of the Committee having this item on the agenda.

The Committee, by majority vote, shall designate the use of the Recaptured proceeds and interest, that have not been reauthorized, in a manner consistent with the Ordinance at any full meeting of the Committee having this item on the agenda.

The Committee, by majority vote, shall designate the use of the Recaptured proceeds and interest, that have not been reauthorized, in a manner consistent with the Ordinance at any full meeting of the Committee having this item on the agenda.

The Committee, by majority vote, shall designate the use of the Recaptured proceeds and interest, that have not been reauthorized, in a manner consistent with the Ordinance at any full meeting of the Committee having this item on the agenda.

The Committee, by majority vote, shall designate the use of the Recaptured proceeds and interest, that have not been reauthorized, in a manner consistent with the Ordinance at any full meeting of the Committee having this item on the agenda.

The Committee, by majority vote, shall designate the use of the Recaptured proceeds and interest, that have not been reauthorized, in a manner consistent with the Ordinance at any full meeting of the Committee having this item on the agenda.

The Committee, by majority vote, shall designate the use of the Recaptured proceeds and interest, that have not been reauthorized, in a manner consistent with the Ordinance at any full meeting of the Committee having this item on the agenda.

The Committee, by majority vote, shall designate the use of the Recaptured proceeds and interest, that have not been reauthorized, in a manner consistent with the Ordinance at any full meeting of the Committee having this item on the agenda.

Attachment 2

June 21, 2004

Ms. Rachel Baum, Director
Finance Department
Miami-Dade County
111 N.W. First Street, Suite 2510
Miami, FL 33128

Dear Ms. Baum:

On behalf of the Safe Neighborhood Parks Citizens' Oversight Committee, pursuant to Ordinance 96-115, the master resolution R-1193-97 for Safe Neighborhood Parks bonds, I respectfully submit this report setting forth recommended allocations of discretionary interest earnings and recaptured funds.

The Oversight Committee has considered requests for re-appropriation of discretionary interest earned and recaptured fund and submits the following list of park projects recommended for funding.

Recommended allocations:

<u>Applicant</u>	<u>Park</u>	<u>Award Amount</u>
Miami-Dade County and City of Doral	Doral Meadows Park	\$300,000
Miami-Dade County and City of Miami Gardens	Scott Park	\$334,300
City of Miami Lakes	Miami Lakes Park	\$ 46,100
	Royal Oaks Park	\$200,000
Miami-Dade County	Metrozoo	\$ 45,000
Miami-Dade County & Health Foundation, Inc.	Westwind Lakes Park	\$ 96,408

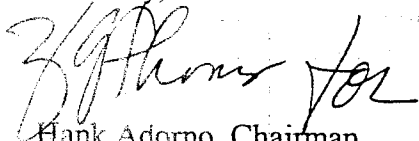
Rachel Baum

Page 2

<u>Applicant</u>	<u>Park</u>	<u>Award Amount</u>
City of North Miami	Sasso Park	\$ 26,200
City of North Miami Beach	Fulford Park	\$ 20,075
	Washington Park	\$ 60,417
Village of Palmetto Bay	Bayfront Park	\$ 250,000
	Perrine Park	\$ 250,000
Village of Pinecrest	Flagler Grove Park	\$ 17,500
Village of Virginia Gardens	Recreation/Intermodal Center	\$ 35,000
Virginia Key Beach Trust	Virginia Key Beach-Picnic Area	\$ 19,000

TOTAL AWARDS **\$1,700,000**

Sincerely,



Hank Adorno, Chairman
Safe Neighborhood Parks -
Citizens' Oversight Committee



MEMORANDUM

Amended

Agenda Item No. 8(R)(1)(A)

TO: Honorable Chairperson Barbara Carey-Shuler, Ed.D.
and Members, Board of County Commissioners

DATE: September 21, 2004

FROM: George M. Burgess
County Manager

SUBJECT: Resolution Awarding
Safe Neighborhood Parks
Discretionary Funds

R#1166-04

RECOMMENDATION

It is recommended that the Board of County Commissioners approve the attached resolution, allocating \$1,700,000 in Safe Neighborhood Parks (SNP) discretionary interest earned and recaptured funds to ten (10) public agencies and not-for-profit organizations, and directing the County Manager to negotiate and execute the grant agreements and provisions.

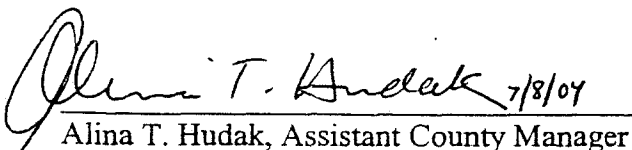
BACKGROUND

On July 16, 1996, the Board of County Commissioners approved Ordinance No. 96-115 which authorizes issuance, subject to approval by special election, of \$200 million in general obligation bonds for park projects; establishes a Citizens' Oversight Committee and empowers it to administer the bond program; and designates entities and projects eligible for bond funding. At the November 5, 1996, special election, 67 percent of those voting approved the bond program. On May 6, 1997, the Board of County Commissioners appointed the Citizens' Oversight Committee.

In February 2004, consistent with SNP Oversight Committee Resolution 1-03, Section 2 (Attachment 1), the Oversight Committee solicited applications for land acquisitions and park capital improvements awards resulting in recommendations of \$1,700,000.

In accordance with Ordinance No. 96-115, and master bond Resolution No. R-1193-97, the Committee has submitted the attached report (Attachment 2) recommending the allocation of \$1,700,000 in grant awards from Safe Neighborhood Parks' Discretionary Interest Earned and Recaptured Funds, to specific entities and for specific projects.

Attachment


Alina T. Hudak, Assistant County Manager

14



MEMORANDUM

(Revised)

TO: Hon. Chairperson Barbara Carey-Shuler, Ed.D.
and Members, Board of County Commissioners

DATE: September 21, 2004

FROM: Robert A. Ginsburg
County Attorney

Amended
SUBJECT: Agenda Item No. 8(R)(1) (

Please note any items checked.

- ☐ "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Bid waiver requiring County Manager's written recommendation
- ☐ Ordinance creating a new board requires detailed County Manager's report for public hearing
- ☐ Housekeeping item (no policy decision required)
- ☐ No committee review

X

15